Judge Stuart Pioneers Public Way For What Some Favor But Have Never Found the Courage To Openly Advocate

PRINCIPAL OBJECTORS

ARE THE HAWAIIANS

Jurist Contends They Would Not Be Injured, While Question of

bory to come out in the open in his

advocacy and to present a tentative bill outlining his ideas.

The legislation which Judge Stuart believes the Islands should ask from congress includes three most radical departures—the elimination of a government dependent upon the votes of the citizens, the creation of trade zones on the lamads as 'free ports,' on the lines of Hamburg, Curacao, Singapore and other great transahipment centers, and the taking over of the sale of intoxicants in Hawaii by the government.

In submitting his tentative bill for publication, Judge Stuart writes: Editor Advertiser:—I hand you for

publication, copy of (tentative) bill for commission form of government. I have talked with several about it; some have looked upon it with approval, others have said they must think about it; and a few have been seized with political spasms by the mere reading of the title. I think it is but fully that it should be published so that all may be informed.

The principal objection that has been made is that it will not be satisfactory to the Hawailans; that they wish to legislate and hold office. Now does not this bill increase their chances in both directions? It seems but reasonable to suppose that they would be well represented on the commission. Of the heads of departments they would be given their full share. Em-ployment in all the minor offices and the four delegates, including two to said commission at any time. the senate, is a greater grant in this direction than has ever been given to Representatives in Congress

The person who thinks this Territory stands the remotest chance of state hood is a dreamer of dreams. Such condition would give us a Japanese State in an American Union, about as near to Japan as it is to the United States, and more subject to Japanese influence. The powers of a State, when once granted, are very great, and are

Too Many Judges

I make no objection to the Japanese or Chinese people; give them their rights as provided for by the Organic Act and they will always be peaceable and loyal to the United States. I think are many of them here who would fill the Governor's chair much pearer in accord with true Democratic and true Republican principles than he does. And by this statement I mean no disrespect to the Governor.

There are so many jingoes including our Governor, who are continually raising the question of Japanese control. etc., etc., that It would seem but comwhile we may do so without objection, discrimination, or friction; rather than to leave it until the Japanese vote shall give them entire control; and then proceed to disfranchise them. This cannot be done. The government s ould grasp promptly the control of this Territory directly by Washington, which it can now do, through a comrilssion, without violating any constitutional rights,

If it may be desirable a change may s made from a commission to a State, but we cannot change a State back to r commission. These Islands could be ran under a commission at one third of ly bring said lands into the market for the present expense. Surely the other all citizens of the United States, as is matters referred to in the bill cannot now provided by the acts of congress, re objectionable, T. B. STUART.

/ Tentative Bill

The tentative bill which Judge Funct has drafted and which he sub-rits to the community for criticism,

Section 1. The Government of Ha-

No Governor--- No Supervisors--- No Legislature---No Customs Duties--- No Bars and No Saloons

The main points in the first public suggestion for an appointed Aboliahment of the existing territorial, city and county and coun-

ty governments. Appointment by Washington of a commission of five-the rank-

ing head of the Military Department of Hawaii, the admiral in charge of the Pearl Harbor naval station and three civilian residents of the Territory, to have all governmental power subject to law, including the power to appoint the judiciary. Hawaii to be represented at Washington by four Delegates to Congress, two in the senate and two in the house, one elected.

The Port of Honolulu to be made "a free port," wherein merchandise from any country might be landed duty free for transshipment and for storage.

from each of the four main islands.

All sale of intoxicants for private gain to be abolished throughout the Islands, with the government establishing such dispensuries as may be deemed necessary.

a 'Japanese State' Would Be wise provided herein (except as other wise provided herein) and the duties of such offices and officers, shall be vested in said commission from and after the passage of this act. Circuit Court Judge T. A. Stuart is an advocate of a complete change of the pavy in Hawaii shall each (without additional compensation) be expected as a superior of the pavy in Hawaii shall each (without additional compensation) be expected as a superior of said commission; better reversed and and a superior of said commission; Islands, arguing that Hawaji would be better governed and at less expense by a commission appointed by Washing ton than under the present system of an appointed Governor and administration and an elected legislature and four county governments.

During the past several years there have been a number of advocates of a government of Hawaji by an appointed commission, but Judge Stuart is the first public man of the Territory to come out in the open in his pensation of all such officers, appointees or employees.

City Managers "The mayors of cities and towns in said Territory shall hereafter be known as managers thereof, and shall the appointed by and removable by, and shall act under and by authority of the commission. The laws of Hawaii where applicable and not in conflict with the constitution and laws of the United States, shall continue until they shall be amended, repealed, or an-perseded by the commission which is nereby given full legislative powers, subject only to the higher legislative power of congress which may at any time revise, amend or repeal any act of said commission. "The civilian members of said com-

mission shall each receive seven thou-sand dollars (\$7,000,00) per annum to be paid in monthly installments by the Territory. They shall be of equal au-thority but they may choose one mem-her from the civilian members to act as president of the commission and verify their acts. The seaf of the commission shall be the great seal of the Territory of Hawaii, as now provided by law. The secretary of the Territory shall be the secretary of the commission. A majority of said commission shall form

a quorum.

The commission shall have and possess full executive power in all mat-ters, to be exercised by itself and its appointees. It shall possess and exer-with the law. positions would naturally drift to them and their employment would not depend on politics. As to legislation, they would be given four chances in the highest legislative body in the world, when heretofore they have had but one. These chances must be distributed between four Islands. If Hawaiians can elect Kuhio, they can with greater case elect the four delegates if they choose to do so. The giving of the four delegates, including two to

direction than has ever been given to any Territory. A seat in the United States senate or house is open to all persons native-born, and includes native-born Chinese and Japanese. Such the people in the customary manner, but not more than one shall be a residence. dent of any one island. The two reshall be delegates to the senate, and the other two delegates to the house. They shall each receive the customary salary paid to delegates, and shall be entitled to the privileges awarded to delegates as now or may bereafter be

delegates as now or may bereafter be provided by law.

Pree Port to All

"Section 2. The Islands of Hawaii or such portion therein as the commission shall designate, are hereby declared a free port, for the introduction of the commerce of the world, and its reshipping, free from any import or experience duties account may be resemble due. port duties, except such reasonable du-ties as the communication may fix by way of improving and keeping such ports of cutry in proper condition, and causing all such property to bear its just and reasonable portion of the neces-sary taxes. The office of collector of customs is hereby transferred to the Territory and made a territorial office and the control thereof in every respect is hereby given to the commis

"The appointment of all judges of the United States courts and the officers of such courts, the judges of the territorial courts, the secretary of the Territory, and the collector of Internal revenue shall be and remain in the government of the United States as now provided by law.

Public Land and Boose

"Section 3. Entire control of the

public lands of the United States in the Islands of Hawnii shall pass to said commission, and it shall be the duty of such commission to immediate by bring said lands into the market for all citizens of the United States, as in now provided by the acts of congress, and the said commission shall set aside, disregard and repeal all territorial acts that may infringe upon the acts of congress or the distribution of the lands among citizens of the United States in a manner and upon conditions that shall be common to all, making or

and all the divisions thereof, and all it is desirous that sobriety should be maintained therein; and such is de-clared to be the national policy. In-toxicating liquors, and intoxicating compounds of every kind, shall not be sold, bartered, or given away by any private person, or for private gain Such liquora, beverages, and articles shall be sold and handled only by and through agencies established by the territorial government, and the profits made therefrom shall go into the territorial security. ritorial treasury. All saloons or other places of like nature ran or operated by private persons, or for private gain, are hereby prohibited. The commission shall epact laws and adopt all needful regulations to carry out the provisions hereof.

TRANSFER OF MONEY

City Auditor and Treasurer Have Asked For Opinion

The transfer of money from the permanent improvement fund to the Honolulu road fund, provided for by resolution by the board of supervisors at its last meeting, has not met with the approval of the city auditor and treasurer and they will ask for an opin-ion from the city attorney as to the legality of the order of the board. The amount involved is \$4800. This

money was used from the road department allowance for the purpose of re-pairing the Makiki flume and building the Pudea coral road. The money has been paid out of the road tax and now been prid out of the road tax and now it is the idea of the supervisors to draw on the permanent improvement fund; to cover the two sums back into the road fund.

Under the law, money in a special fund may not be used for any purpose oth r than that specified. Both pieces of work might well have been done

of work might well have been done from the permanent improvement fund at inception but once having been paid for out of the road fund the city fi-

PLAN BIG MILITARY

ported to be under way in the war department, according to word which reached local headquarters yesterday. The plans are said to have been recomm nded by President Wilson, and \$300,000 is said to have been appropriated for the construction work The depot will be known as the Hawa iian department ordance depot, and has be a under consideration for several months. It is to stand, it is said, maumonths. It is to stand, it is said, man-ka of the present buildings on the Fort Shafter reservation, and between the fort and the city. It will cover ap-proximately twenty acres, situated in the northwest portion of the reservation. It is to the use everything the army here will no d. There are to be saddlery shops, general shops, a sup-ply depot, gun sheds, reserve store bonses, and quarters for non-commissioned officers and men.

SUMPTUOUS HAWAHAN FEAST IN WOLTER'S LANE

Baby Samuel Kaleookamanu Manu elebrated the first anniversary of his birth at the residence of his parents, Mr. and Mrs. Samuel Manu, in Wol-Mr. and Mrs. Samuel Manu, in Wollers than \$16,000, while the home ter's lane, Kapalama, yesterday. The birthday was observed by a Hawaiian feast which was one of the finest ever attempted in the Islands and was attempted in the Islands and was attempted in the January and the taxayers would consider the youngster and his parents. Not since the lunu of the mayor to the visiting congressmen has such a large visiting congressmen has such a large of the taxayers were the lunu of the mayor to the feast attented at half-past one o'clock. The feast started at half-past one o'clock. Hawaiian delicanies and music of the

AID FOR NATIONAL GUARD

may develop into something worse. Taken a few doses of Chamberlain's Cough Remedy and your troubles will "Section 1. The Government of Ha seeking to make entries of said land. Cough Remedy and your troubles will is not wait is hereby changed to a territorial being of a complex citizenry and the powers of the Territory largely devoted to military occupancy, Henson. Smith & Co., Ltd., agents for has been has been been complex of the territory largely devoted to military occupancy,

GOVERNOR HOLDS

Admits Railway Project Has Fallen Through But Says Homesteaders Are Protected

ONLY FIVE CONTRACTS

Areas of Land In Possession At Present

The situation in which the homesteaders of the Kapaa (Kauai) district find themselves is still one of anester tainty. For more than a year the question of a railroad by which their cane could be moved to the obantation where it would find a market is still undecided. Recently efforts have been made to secure some kind of an understanding, but Governor Pinkham has insisted that he is not really for a sattlement as there are too many questions entering into the maiter to admit of haste.

'The railroad matter has fallem through, it is true.' said the figure.' said the figure of members of the loan tund commistor who are suspected of having been commisted which their day, with their expert, the day, with the the day, with their expert, the day, with the same the day, with the the day, wi find themselves is still one of uncer-

"The railrond matter has fallen" through, it is true," said the Gover-nor last night, "but for all that the nor last night, "but for all that the homestenders of the Kapaa dist.ict are put in and instead of the cane being

This is apparently meeting with breakers in Honolulu. I understand, have transferred their contracts. The old contracts have not teen approved by me, because I have been extremely desirous of finally settling the best-methods of distribut. ing and conserving the government water supply for irrigation, and also because I have wished to determine a basis for water rates, so that when sugar is high the Territory shall reflective a better price for its water, and less when the price of sugar falls. In this way we shall be able to avoid inflicting a hardship upon the homesteaders, the plantations and the Ter-

"Mr. Larrison and others have been working with me trying to ascertain what would be fair and economically sound. As the principals now laid down will affect all future transactions town will affect all future transactions mer mayor of Tokio and many other lealing with governmental waters it is prominent Japanese welcomed the vitally necessary to be very careful be-

to information I have received this one of week, two of the homesteaders have world. said that they are intending to settle for their contracts. The contracts with the Libue Plantation Company involved certain rights of way and conagainst the

lands at Anahola has been made, I understand. These lands have been cropped for many years and need to lie fallow for a time before they can be considered at their best. There also have been additional land for the purposes of burial may be obtained.

BAINS AGAIN IN HILO much money to provide it. The peti-tion for homesteads at Anahola has

matter up as soon as possible. Government Has Small Areas the government has very moderate arge areas of land, which will come it is said that several are in financial from 1918, onward, will be the subject of public discussion by the Governor

at the proper time.

'In Kan, Hawaii, a helicher of persons want to homestead 180 acres at a the Rau, Hawaii, a heigher of persons want to homestead 180 acres at a high elevation, and now being planted by the Hutchinson Sugar Company. The applicants do not, however, wish to live upon the land, and have no money to carry on husiness. The flowernor is attitude, he says, has to live upon the land, and have no money to carry on business. Their proposal is to live in the town below and take
possession of the land above. Had this
been lone the government would have
had to build a road to the canefields,
had to build a road to the canefields,
have if true homesteading was to have obtained, and the road would have cost.

feast started at half-past one o'clock company, and the two I have mention and lasted until a late hour. The cd are owned by women who hold posi diners were regaled with all the finest tions with the public schools of Ha

they are said to have been aware of the Governor's attitude toward the pro-AlD FOR NATIONAL GUARD The Governor's attitude toward the proposed railroad from Makee plantation the homesteaders are now at a point the Makee plantation and the Libue plantation, blame the contracts with the Makee plantation and the Libue plantation, blame the Governor for his delay of the matter.

"There are so many problems con nected with the whole question that it is not possible to decide justly in a hurry," he says.

has been that the homesteaders are op-

OVERNOR HOLDS LIQUOR LAW A MANAGER MURRAY FILIPING BANDITS KAPAA SETTLERS SCRAP OF PAPER AND MAYOR SCRAP ARE SHOT BUT GE

FARLY TREATED Refugee Blind Piggers Allowed They Have Near Row When Employe of Water Department To Plead Guilty and Escape Without Penalty Is Suspended

August Poetschie of the refugee steamer Ponemern and Heinrich Muller took place as a result of a claudestine of the refugee steamer Sctos, who are visit of members of the city and tertwo of the several who have been sell- ritorial government to Namanu dam on ing beer to all comers at joy zone Friday. Neither the mayor nor Man-pric a every Sunday for several months ager Harry Mulray of the waterworks, STILL OUTSTANDING prices every Sunday for several months along the waterfront, plended guilty yesterday in the police court, after it had been fixed that they should be al-Government Has Very Moderate lowed to go on suspended sentence and a premise to sin no more. Their plea was made through their attorney, Frank E. Thompson, who related how License Inspector Fennell had talked over the beer selling with him prior to the arrests.

Before the case was called in the

not suffering from lack of railroad han been great and the openness of facilities. Other facilities are being the lawbreaking generally scandalous. put in and instead of the cane being Beoth ggers, blindpiggers and swipes nauled up hill it now runs down hill, dealers have heretofore not figured clid Contracts Not Approved amongst the privileged class of law-

(Special Cab'egram to Hawati Shinpo) TOKIO, March 19 .- Art Smith, the American aviator, S. Sheba, a. Honolatu newspaperman and young Togo arrived here yesterday in the Chiyo Maru, Baron E. Shibuzawa who returned recently from a trip to the United States, Baron Y. Sakatani, for

party, Last night Aviator Smith was the Status Cf Agreements

'About these contracts. There are it present, as I understand it, but five exhibition of flying under the roof of Company still outstanding. According the Kakugikan, the wrestling hall and one of the largest buildings in th

OF HILO WANTS MORE CEMETERY LAND

Hile needs a cemetery very badly traineous and against the best public and the members of the board of trade policy. Therefore I refused to approve have taken the matter of the condemnation of land up with Attorney Gendered acres of land in Kapaa, which cut planted to cane and before it may have not been applied for, there is little be used as a burial place the cane will prove the land which has not been have to be have staid. This it is say government land which has not been have to be harvested. This, it is ansufplivided. Recent application for ticipated, will not be for at least a lands at Anabola has been made, I year. The board of trade has address-

BAINS AGAIN IN HILO

tion for homesteads at Anahola has been referred to the new land commissioner, with instructions to look the matter up as soon as possible.

Government Has Small Areas

As has been repeated time and time again, until I should think the type should have begun to wear out the government has very moderate the government has very moderate the government has very moderate. plantations.

into the possession of the Territory straits, and would have gone, broke save for the high prices augar has brought since the outbreak of the war in Europe. The homesteaders declare other plantations.
The Governor's attitude, he says, has

under the practical direction of the Governor, who has since that time changed

for shipment. Contracts were made with the Linus company, subject to the approval of Governor Pinkham. They They have been in the office of the Covernor The Kapaa homesteaders, although since February, 1915, and have not been acted upon.

The raidroad has not been built and TROUBLE AVERTED.

Governor Pinkham, however, insists terms than the former. Many of them that he has acted with all possible are said to be making short term con may develop into something. without awaiting the sanction of Gover nor Pinkham, hoping that ere the time omes for the next contracts to be signed, the railroad will be under con-One of the results of the uncertainty struction, and contracts with Libus can Manufactured by the PARIS MEDIbe definitely arranged.

ploye of Water Department

What came agar being a ruetler Neither the mayor nor Man- WAIKIKI DISTRICT SCENE who were the principals in the near row, would talk of the matter but it in understood that the keeper at the reservoir has been suspended for a sek for not obeying orders and that Robbers Abandon Vehicle When this action was taken by Manager Marray as a reminder to his force of amistants that discipline must be ob served no matter what orders are given over his bead. Awed By Officials

pose the motion for a suspended sen. The reservoir Respet was a dered by tence, provided there was a promise some one in the party to open one of given that the sale of heer on the German ships would stop.

The extent of the Sunday trade in has given orders that these valves are heer on several of the German ships not to be touched with at orders from the main office. The op ning and closing of the valves is quite a detiente matter mod pright (busited serious consequences and for this reason was made table by the head of the office. Overawed by the presence of the mayor and the territormi officials the keeper yielded and did as he was told and now is paying the penalty. Orders Must Be Obeyed

Disobeying orders in the water-works department is a serious business and this is the second suspension for cause since Murray took charge. He had made an example of one of the other employes of the office and for the better understanding of what dis-cipline means had to take the same action in this matter.

Murray does not think that it will be pessible for anyone in future to go to the reservoir or any other of the works of the water department and give orders without authority and have

Well-Known Chinese Planter and Fisherman Disappears After Row With Wife

The people of the eastern end of engine of which public and the members of the board of trade approve have taken the matter of the condensation of land up with Attorney General Stainback. The land is at present the state of the chapel. This time Ferry on huna dead man or a man who is alive, shot to kill and the man, throwing op Under the direction of Sheriff Crowell his hards, fell prone on his face. • Mani forty searchers have been Menawhile Siz more had been shoot-Under the direction of Sheriff Crowell of Maui forty searchers have been hired to look for Wing Pau, a Chinese of Ualapue, who, after a row with his Hawaiian wife, left the bouse early Wednesday morning. He took his pips and tobacce and a londed revolver. Search was made of the mountains and shore in the whole district but nothing was found leading to the recovery of the man's body, if dead, or traces of his watereabouts if living.

Wing Pau is a well known planter and fisherman of Molokal, where he has lived for many years. The news of the disappearance of the man was brought here by Archie E. Kahele, the attorney and well known Republican politician, who returned from Molokai after a business trip in the Mikahala festerday.

festerday.

Kabele says that the condition of

the roads on Molokai is so much worse than that of any other that he has ever traveled over that they should not be called roads. He makes fre-quent trips to Windward Oahu and considers that he is a judge of good

ANOTHER 'CORNERSTONE'

When "Uncle Joo" Cannon was here carly last year he laid the cornerstone of the Hilo federal building with imposing ceremonies. Now there is another big stone to be placed and as it has a hole in it, it is proposed to put Hilo papers and other things in it so that when the building the store down possibly a hundred years fugitives.

Because he would not halt when Because he would not halt when told to do so by Police Officer Sam Kaleimakalii of Hilo, Henry Pete, a Hawaiian youth, was shot in the leg by the officer. The latter has been suspended by Sheriff Pua and the matter will be left for the consideration of the grand jury. The officer claims that he fired to frighten the box and alght. the grand jury. The officer claims been rethat he fired to frighten the boy and hight. The

COLDS CAUSE HEADACHES

LAXATIVE BROMO QUININE removes the cause. Used the world over to rure a cold in one day. The signature of B. W. GROVE'is on each box CINE CO., St Louis, U. S. A.

ARE SHOT BUT GET **AWAY IN DARKNESS**

Motorcycle Police Officers Have Exciting Race After Outlaws In Stolen Hack

OF EARLY MORNING CHASE

Overhauled and Escape In Fusilade of Bullets

police court, Assistant City Attorney: It all came about through the visit
Chilling vorth and the police fudge of members of the loss tand commiss, who are suspected of having been combined a private scance in the judge's sion to the dam, with their expert, cerned in several burglaries which chumbers.

Professor Sedgwick. The party combined in several surgicines which

moto reported to the police that his back (No. 156) had been stolen from River street. Officers on their beats were notified by phone to be on the lookent for the missing which. Ten minutes after midnight a message was received at the police station from someone in Kalmuki to the effect that two Fibinios in a hack were hanging about Monsarrat attent near Cecil Brown's residence, and that on being a proceched they had fired a shot and driven away.

Motorcycle Officers Pursue Motorcycle Officers W. Ferry and B. Sizemore, who were on night duty at King street and Kalakana avenue,

Sizemore, who were on night duty at King street and Kalakana avenue, were got in touch with about five minnings to one o clock and they at once proceeded to Makee Island via Kalakana avenue, Fort Ruger, Campbell avenue and Kapahulu road.

When near Madane Hiram's place in Kapiolani park the officers saw a back going townward along Kalakana avenue and went in pursuit. The outline of the hack was noticed against the relief of open sky on the main road. Owing to the wretched condition of the road the officers were foreed to proceed at a rate of only eight miles an hour until the avenue was reached, when a speed of forty miles an hour was attained.

The hack, which was being furiously driven, was overtaken opposite St. Augustine's shapel, nearly seroes from the Kerr cottages. As soon as the driver of the hack heard the engines of the motorcycles he pulled the vehicle mauka into the curb and one man leaped from the hack and, with his hand in his pocket, ran toward Perry. Both Bandits Probably Shot

The officer, not wishing to kill the man at the close range, fired high from the seat of his metercycle, the

Horse Bolts With Hack Ferry and Sizemore searched the vicinity until five o'clock yesterday morning but without any success. They were assisted in their efforts by Mo-torcycle Officer Joseph Lii, and Mount-ed Patrolmen O. Ludloff and Kakua.

As soon as the shooting started the horse in the hack bolted and the vehicle was stopped by Mounted Patrolban Kahua near Heinie's Tavern. The officer tied the horse up and proceeded in the direction whence FOR HILO FEDERAL BUILDING officer tied the horse up and proceed in the direction whence came

things is it so that when the building furnish a clue to the identity of the istorn down possibly a hundred years from now the people of those times may be able to see what kind of news papers the town had to read.

POLICE OFFICER SHOOTS

YOUTH AND IS SUSPENDED

The country just manks of the chapel contains many rice fields, and piles of rice atraw, which afford excellent hidding places, and it is thought that the usen found refuge in some such place as this and lay low until they judge it safe to depart. Etolen Velicle Recovered

night.

The officers say that the two men were, in their belief, Filipinos. Both were small suen and well dressed. One wore a blue serge suit and a cap, while his companion was dressed in a pepper and salt coat, dark trousers, and wore a dark federa hat.

Up to last night no report had been received at the police station of any burglaries having been committed on Saturday night in the Kapshulu district.